S.B.Civil Second Appeal No.404/2005.

Laxmi Narain and others.
vs.
Heeralal.

Date : 13.2.2007

HON'BLE MR. PRAKASH TATIA, J.

Mr. KC Samdaria, for the appellants.
Mr. DR Kawadia, for the respondent.

- - - - -

Heard learned counsel for the parties.

Two courts below afer rejecting the tenant's defence that a partnership was constituted by the tenant/defendant by inducting other persons, decreed the suit of the plaintiff on the ground of sub-letting.

It appears from the reasons given by the courts below that though the defendant/tenant produced registered partnership deed but in the light of the statement of defendants DW1, DW2 and DW3, it is admitted case of the defendants that they are not keeping any accounts of loss and profit. In view of the other evidence also, the finding of fact recorded by two courts below is not vitiated on any ground.

In view of the above, I do not find that any substantial question of law is involved in this appeal. Accordingly, this appeal, having no merit, is hereby dismissed.

(PRAKASH TATIA), J.

S.Phophaliya